

ELIGIBILITY

Table 408. – Penalties for Fraudulent Misrepresentation: Fine or Imprisonment or Both in Amounts and Periods Specified				
	To obtain or increase benefits		To prevent or reduce benefits	
State	Fine ^{2/}	Max. imprisonment (days unless otherwise specified)	Fine ^{2/}	Max. imprisonment (days unless otherwise specified)
AL	\$50 - \$500	1 yr.	\$50 - \$500 ^{4/}	1 yr. ^{4/}
AK	^{5/}	^{5/}	^{5/}	^{5/}
AZ	25 - 200	60	25 - 200	60
AR	20 - 50	30	20 - 200	60
CA	^{16/}	^{16/}	^{16/}	^{16/}
CO	25 - 1,000	6 mos.	25 - 1,000	6 mos.
CT	^{10/}	^{10/}	^{10/}	^{10/}
DE	20 - 50	60	20 - 200	60
DC	100	60	1000	6 mos.
FL	^{6/}	^{6/}	^{6/}	^{6/}
GA	^{5/}	^{5/}	^{5/}	^{5/}
HI	^{11/}	^{11/}	20 - 200	60
ID	^{6/}	^{6/}	^{5/}	^{5/}
IL	5 - 200	6 mos.	5 - 200	6 mos.
IN	20 - 500	6 mos.	20 - 100	60
IA	^{13/}	^{13/}	^{13/}	^{13/}
KS	^{8/}	^{8/}	20 - 200	60
KY	10 - 50	30	10 - 50	30
LA	50 - 1,000	30 - 90	50 - 1,000	30 - 90
ME	^{9/}	^{9/}	^{9/}	^{9/}
MD	^{5/}	^{5/}	^{5/}	^{5/}
MA	1,000 - 10,000 ^{16/}	^{16/}	1,000 - 10,000 ^{16/}	^{16/}
MI	^{14/}	^{14/}	^{14/}	^{14/}
MN	^{8/}	^{8/}	^{6/}	^{6/}
MS	100 - 500	30	100 - 1000	60
MO	50 - 1,000	6 mos.	50 - 1,000	6 mos.
MT	^{9/}	^{9/}	50 - 500	3 - 30

(Table continued on next page)

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Table 408. – Penalties for Fraudulent Misrepresentation: Fine or Imprisonment or Both in Amounts and Periods Specified (Continued)				
	To obtain or increase benefits		To prevent or reduce benefits	
State	Fine <u>2/</u>	Max. imprisonment (days unless otherwise specified)	Fine <u>2/</u>	Max. imprisonment (days unless otherwise specified)
NE	<u>5/</u>	<u>5/</u>	<u>5/</u>	<u>5/</u>
NV	50 - 500	6 mos.	50 - 500	6 mos.
NH	<u>6/</u>	<u>6/</u>	<u>12/</u>	<u>12/</u>
NJ	<u>15/</u>	* * * * *	100	* * * * *
NM	100	30	100	30
NY	500	1 yr.	500	1 yr.
NC	<u>5/</u>	<u>5/</u>	<u>5/</u>	<u>5/</u>
ND	<u>5/</u>	<u>5/</u>	<u>5/</u>	<u>5/</u>
OH	500	6 mos.	500 <u>4/</u>	* * * * *
OK	50 - 500 <u>5/</u>	90	50 - 500	90
OR	100 - 500	90	100 - 500	90
PA <u>1/</u>	\$30 - \$200	30	\$50 - \$500	30
PR <u>1/</u>	<u>7/</u>	<u>7/</u>	1,000	1 yr.
RI	<u>5/</u>	<u>5/</u>	<u>4/5/</u>	<u>5/</u>
SC	20 - 100	30	20 - 100	30
SD	<u>3/</u>	<u>3/</u>	20 - 200	60
TN	<u>5/</u>	<u>5/</u>	<u>6/</u>	<u>6/</u>
TX	<u>5/</u>	<u>5/</u>	<u>5/</u>	<u>5/</u>
UT	<u>5/</u>	<u>5/</u>	<u>5/</u>	<u>5/</u>
VT	50	30	50 <u>4/</u>	30 <u>4/</u>
VA	<u>5/</u>	<u>5/</u>	<u>5/</u>	<u>5/</u>
VI	25 - 200	60	25 - 200	60
WA	20 - 250	90	20 - 250	90
WV	100 - 1,000	30	20 - 200 <u>4/</u>	30 <u>4/</u>
WI	100 - 500	90	100 - 500	90
WY	750 <u>6/</u>	90 <u>6/</u>	750 <u>6/</u>	90 <u>6/</u>

(Footnotes for Table 408 on the next page)

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1/In States footnoted, law does not require both fine and imprisonment, except PA to obtain or increase benefits; and PR to obtain or increase benefits, and to prevent or reduce benefits.

2/Where only 1 figure is given, no minimum penalty is indicated; law says "not more than" amounts specified.

3/SD Class I misdemeanor if amount is \$200 or less; Class 6 felony if amount is more than \$200.

4/General penalty for violation of any provisions of law; no specific penalty for misrepresentation to prevent or reduce benefits and, in VT, to obtain or increase benefits. In OH, penalty for each subsequent offense, \$25-1,000.

5/Misdemeanor. Class I misdemeanor, VA; Class III misdemeanor, NE; Class A misdemeanor, TX; Class B misdemeanor if the value of the amount of money obtained or sought to be obtained is less than \$300, Class A misdemeanor if the money is \$300-\$1,000, 3rd degree felony if value of the money is \$1,000 - \$5,000, or a 2nd degree felony if the value of money exceeds \$5,000, UT. Misdemeanor and in criminal proceedings a fine and/or penalty the greater of an amount not to exceed \$1,000, or double the value of the fraud, or imprisonment up to 1 year, or both, RI.

6/Felony. Felony if the payment exceeds \$500, MN; Class E felony, TN; felony if amount of benefit obtained is \$500 or more punishable by a fine of \$5,000, imprisonment for not more than 5 yrs., or both, WY. Class A felony if the benefits received is \$1,000 or more, Class B felony if the amount exceeds \$500 but less than \$1,000, and Class A misdemeanor in all other cases, NH.

7/Penalty prescribed in Penal Code for larceny of amount involved.

8/Theft of less than \$50 is a misdemeanor, and theft of \$50 or more is a felony, KS; theft, MN.

9/Crime, MT, Class D crime, ME.

10/Class A misdemeanor if the amount in question is \$500 or less; Class D felony if the amount involved is more than \$500.

11/Misdemeanor if the amount in question is less than \$300; Class C felony if amount in question is \$300 or more.

12/Class A felony if the amount of contributions involved is \$1,000 or more; class B felony if the amount of contributions involved exceeds \$500 or less than \$1,000; or class a misdemeanor in all other cases; also a penalty of \$100-\$500 may be imposed at the discretion of the commissioner, NH.

13/Fraudulent practice.

14/Recovery of the fraudulent amount is less than \$1,000 and damages equal to 2 x that amount; if \$1,000 or more than amount recovered plus damages equal to 3 x that amount. In addition the prosecuting attorney may seek penalties of imprisonment (1-2 yrs.) or community service (1-2 yrs.) or both depending on the fraudulent amount, MI.

15/Greater of \$20 or 25 percent of amount fraudulently received.

16/California provides for a penalty of 1 yr. in a county jail or State prison or a fine of no more than \$20,000 or both at the discretion of the court. In addition, any individual who makes any false or fraudulent statement or supplies any false or fraudulent information is guilty of a misdemeanor, and upon conviction, shall be fined up to \$1,000, or imprisonment up to 1 year, or both. Up to 5 yrs. in State prison or 6 months to 2-1/2 yrs. in jail; however, individuals who file claims using false identification or misrepresent their identity will be punished by a fine of \$100-\$1,000 or imprisonment of 6 months, or both, MA.